

ment of the city of Palatka in certain respects, and to reorganize a city government therefor,

Was recommitted to Committee on Constitution.

By permission, Mr. Parkhill introduced—

Senate Bill No. 245 :

An act to enlarge the powers of pilot commissioners at ports of pilotage in this State,

Was read the first time by its title.

On motion of Mr. Bryant the rules were waived by a two-thirds vote and Senate Bill No. 245 was read the second time and ordered to be engrossed.

Mr. Dunn was excused for the balance of the evening.

Mr. Pirrong gave notice that he would move, on Monday at 10 o'clock A. M., to reconsider the vote by which the amendments offered by the Appropriation Committee, striking out one thousand dollars for assistant auditing clerk in the Comptroller's office, was adopted.

Mr. Crosby moved that the Senate adjourn until 9 o'clock Monday morning;

Which was agreed to.

So the Senate stood so adjourned.

— o —

MONDAY, MAY 27, 1889.

The Senate met pursuant to adjournment.

The President in the chair.

The roll was called and the following Senators answered to their names :

Mr. President, Messrs. Bailey of 22d District, Bailey of 16th District, Bielby, Brett, Bryant, Coulter, Crosby, Drake, Dunn, Hardee, Hendry, Hind, Kirk, King, Parkhill, Pirrong, Randall, Rogers, Rosborough, Schumacher, Smith, Swearingen, Tuten, Wilkinson and Yancey—26.

A quorum present.

Prayer by the Chaplain.

The Journal was corrected and approved.

The following message from from the House of Representatives was read :

HOUSE OF REPRESENTATIVES,
TALLAHASSEE, Fla., May 25, 1889. }

HON. J. B. WALL,

President of the Senate.

SIR: I am directed by the House of Representatives to inform the Senate that the House of Representatives has passed—

Senate Bill No. 213 :

A bill to be entitled an act to continue the rights, privileges, powers, franchises and grants of the Santa Fe and St. Johns Railway Company, and to extend the time for the completion of the same;

Also,

Senate Bill No. 174 :

A bill to be entitled an act to continue the rights, privileges, powers, franchises and grants of the Florida Midland and Georgia Railroad Company, and to extend the time for the completion of the same.

Very respectfully,

B. R. MILAM,

Chief Clerk of the House of Representatives.

Senate Bills Nos. 213 and 174 were ordered to be enrolled.
By unanimous consent Mr. Kirk introduced—

Senate Bill No. 246 :

An act to be entitled an act to incorporate the United Veterans of the Blue and the Grey;

Which was read the first time by its title.

On motion of Mr. Kirk, the rules were waived by a two-thirds vote, and

Senate Bill No. 246,

Was read the second time by its title.

On motion of Mr. Kirk, the rules were further waived by a two-thirds vote, and

Senate Bill No. 246,

Was read the third time and put upon its passage.

Upon the passage of Senate Bill No. 246,

The vote was :

Yeas—Mr. President, Messrs. Bailey 22d District, Bailey 16th District, Bielby, Bryant, Coulter, Dismukes, Drake, Dunn, Hammond, Hardee, Hendry, Hind, Houston, Kirk, Parkhill, Pirrong, Rogers, Schumacher, Swearingen and Yancey—21.

Nays—None.

So Senate Bill No. 246 passed, title as stated, and under a further suspension of the rules by a two-thirds vote was certified to the House of Representatives at once.

CONSIDERATION OF RESOLUTIONS.

The following Senate Concurrent Resolution :

WHEREAS, A difference of opinion exists between the Senate and House as to the amount of compensation to be allowed the various joint visiting committees appointed to examine the public institutions of the State, which has so far not been amicably and satisfactorily adjusted ; and

Whereas, These expenses, if allowed, will amount to thousands of dollars, which are just and proper items of indebtedness against the State, and should be paid ; but in view of the fact that a solution of the matter between the two Houses is attendant with embarrassment ; therefore, be it

Resolved by the Senate, the House concurring, That such expenses shall not be allowed and the amount thereof be saved to the State,

Was read.

Mr. Dunn moved that it be adopted.

Upon the motion to adopt Senate Concurrent Resolution, the yeas and nays were called for, and the vote was :

Yeas—Messrs. Coulter, Dunn and King—3.

Nays—Mr. President, Messrs. Bailey of 22d District, Bailey, of 16th District, Bielby, Brett, Bryant, Dismukes, Drake, Hammond, Hardee, Hendry, Hind, Houston, Kirk, Parkhill, Pirrong, Randell, Rogers and Yancey—19.

So the motion to adopt Senate Concurrent Resolution was lost.

Mr. Parkhill introduced the following Concurrent Resolution :

WHEREAS, There is an honest difference of opinion existing between the Senate and House of Representatives as to the amount of compensation to be allowed the various joint visiting committees appointed to examine the public institutions of the State, which has so far not been satisfactorily adjusted ; and

Whereas, This matter should be adjusted amicably, without any friction between the two Houses ; therefore be it

Resolved by the Senate, the House of Representatives concurring, That a joint committee of two from the Senate and three from the House be appointed to adjust this difference and make a report to both Houses ;

Which was read.

Pending the consideration a message was received from the House of Representatives.

Mr. Parkhill moved that the rules be waived, and that the resolution be adopted.

Mr. Kirk moved that the further consideration of the Resolution be postponed until 10 o'clock Wednesday morning.

Mr. Kirk withdrew the motion to postpone.

By consent Mr. Parkhill withdrew his motion to adopt.

The following message from the House of Representatives was read :

HOUSE OF REPRESENTATIVES,
TALLAHASSEE, Fla., May 27, 1889. }

HON. J. B. WALL,

President of the Senate :

SIR : I am directed by the House of Representatives to inform the Senate that the House of Representatives has passed—

Senate Bill No. 112 :

An act to be entitled an act to legalize the incorporation of Orange City, in the county of Volusia, and to declare the incorporation of the town of Orange City valid and of full force and effect.

Very respectfully,

B. R. MILAM,

Chief Clerk of the House of Representatives.

Senate Bill No. 112 :

To be entitled an act to legalize the incorporation of the town of Orange City, in the county of Volusia, and to declare the incorporation of the town of Orange City valid and of free force and effect,

Was ordered to be enrolled.

Mr. Houston, Chairman of the Committee on Railroads and Telegraphs, submitted the following report :

SENATE CHAMBER,
TALLAHASSEE, Fla., May 24, 1889. }

HON. J. B. WALL,

President of the Senate :

SIR : Your Committee on Railroads and Telegraphs, to whom was referred—

Senate Bill No. 242 :

An act to extend the franchise and privileges of the Alabama, Florida and Atlantic Railway Company,

Report that they have considered the same and recommend its passage with the following amendments:

Strike out all of section 3; after the word "1850" insert the following:

"Said lands to be selected out of any lands granted to the State under said act, and not otherwise appropriated; *Provided*, That in no event shall the State be liable for any deficiency in the lands hereby granted; *Provided further*, That at least 20 miles of said road shall be completed within two years, and the whole constructed within five years from the passage of this act;"

Also,

Amend section 4 by striking out the word "five," in line 1, and inserting the word "10."

Very respectfully,

P. HOUSTOUN,

Chairman Committee.

Which was read and the committee amendments were adopted.

On motion of Mr. Yancey the rules were waived by a two-thirds vote, and—

Senate Bill No. 242:

An act to extend the franchise and privileges of the Alabama, Florida and Atlantic Railway Company,

Was read the second time by its title and was ordered to be engrossed for its third reading.

Mr. Bailey of 16th, Chairman of Committee on Enrolled Bills, submitted the following report:

SENATE CHAMBER,
TALLAHASSEE, Fla., May 27, 1889. }

HON. J. B. WALL,

President of the Senate:

SIR: Your Committee on Enrolled Bills, to whom was referred—

Senate Bill No. 136:

An act to amend an act entitled an act to incorporate the St. Johns River, Lake Weir and Gulf Railroad Company, being chapter 3803, Laws of Florida, approved June 7, 1887;

Also,

Senate Bill No. 118:

An act in relation to the land grant of the Florida Coast Line Canal and Transportation Company, and prescribing the

duties of the Trustees of the Internal Improvement Fund of the State of Florida in relation thereto, the right of settlement thereon, and the specifications for the construction of its waterway and the time for its completion from St. Augustine to Biscayne Bay,

Beg leave to report that they have carefully examined the same and find them correctly enrolled.

Very respectfully,

J. S. BAILEY,

Chairman Committee.

Which was read.

Mr. Latham, Chairman of the Joint Committee on Enrolled Bills, submitted the following report:

SENATE CHAMBER,
TALLAHASSEE, Fla., May 25, 1889. }

HON. J. B. WALL,

President of the Senate:

SIR: Your Joint Committee on Enrolled Bills have examined—

An act imposing a license tax on non-residents of this State fishing within the waters of said State;

Also,

Memorial to Congress asking for a mail route from Madison in Madison county, to Horse Shoe Bay in Lafayette county, Florida;

Also,

An act to amend an act entitled an act relating to proceedings before Justices of the Peace and judgments of Justices' Courts, being chapter 2040, Acts of 1875, Laws of Florida;

Also,

An act to make receipts of the Receiver of the United States Land Office *prima facie* evidence in actions of ejectments, and declare the effect thereof;

Also,

An act entitled an act for the relief of A. C. Blount, Jr., of Pensacola, Florida;

Also,

An act to establish a Criminal Court of Record in the County of Putnam, in the State of Florida;

Also,

An act entitled an act to amend section 5, chapter 1470, act of January 12th, 1866, Laws of Florida;

Also,

An act providing for the contest of the probate of wills before the same are probated ;

Also,

An act prescribing the mode of procedure for the exercise of the powers of eminent domain by cities and towns ;

Also,

An act entitled an act to amend section 1 of chapter 3253 of the Laws of Florida relating to fees of notaries public ;

Also,

An act to promote and encourage the culture of oysters and the industry of oyster farming, and to protect persons engaged in the same ;

Also,

An act to establish a Criminal Court of Record in the County of Marion ;

Also,

An act entitled an act to amend section 6, chapter 3769, Laws of Florida, and to add a new section to said act,

And beg leave to report them correctly enrolled.

Very respectfully,

J. F. LATHAM,

Chairman Joint Committee on Enrolled Bills.

Which was read.

Mr. Kirk was called to the Chair.

In pursuance of notice given, Mr. Pirrong moved to reconsider the vote by which the seventh amendment to House Bill No. 60, by striking out : "For assistant auditing clerk in Comptroller's office, one thousand dollars (\$1,000.00),"

Was adopted ;

Which was agreed to,

And the vote was reconsidered.

On motion of Mr. Dunn—

House Bill No. 60 :

To be entitled an act making appropriations for the years 1889 and 1890, and for the first quarter of 1891,

Was placed on its second reading.

Mr. Dunn moved that the Senate do not concur in the following committee amendments to House Bill No. 60 :

In sections 1 and 2, "for auditing clerk in Comptroller's office for year 1889, \$1,000 ;"

Also,

"The same for 1890, \$1,000 ;"

Which was agreed to,

And the Senate did not concur in the committee amendment

Mr. Hind, in pursuance of notice given, moved to reconsider the vote by which the—

Amendment to Substitute for House Bill No. — : Add to section 2: For erecting one brick building at the Lunatic Asylum for the use of the colored inmates, ten thousand dollars (\$10,000), to be available for such purpose in the first quarter of 1890,

Was lost ;

Which was agreed to,

And the vote was reconsidered.

Mr. Dismukes offered the following amendment :

Add to section 2: For erecting one brick building at the Lunatic Asylum, for the use of the colored inmates, ten thousand dollars (\$10,000), to be available during the first quarter of 1890 ;

Which was adopted,

And the additional amendments were ordered to be engrossed.

Mr. Wilkinson, Chairman of the Committee on Engrossed Bills, submitted the following report :

SENATE CHAMBER,
TALLAHASSEE, Fla., May 27, 1889. }

HON. J. B. WALL,

President of the Senate :

Sir: Your Committee on Engrossed Bills, to whom was referred—

Senate Bill No. 223 :

To be entitled an act to amend an act entitled an act to incorporate the trustees of the Presbyterian Church of St. Augustine, approved June 2, 1887 ;

Also,

Senate Bill No. 211 :

An act to amend chapter 3700 of the Laws of Florida, acts of 1887, entitled an act to provide for the proper enforcement of the provisions of Article XIX of the Constitution of 1885, and to further provide for the proper enforcement of said Article XIX ;

Also,

Senate Bill No. 245 :

A bill to be entitled an act to enlarge the powers of the Board of Commissioners of Pilotage in and for the ports of this State ;

Also,

Senate Amendments to House Bill No. 250 :

Beg leave to report that they have examined the same and find them to be correctly engrossed.

Very respectfully,

JOHN WILKINSON,
Chairman of Committee.

Senate Bill No. 215 :

An act to appropriate five thousand three hundred and sixty-five dollars for the use of the Florida Institute for the deaf and the blind ;

Which was pending at the adjournment on Saturday,

Was, on motion of Mr. Rosborough, called from the calendar and was read the third time and put upon its passage.

Upon the passage of Senate Bill No. 215

The vote was :

Yeas—Messrs. Bailey of 22d District, Bailey 16th District, Bielby, Brett, Bryant, Coulter, Crosby, Dismukes, Drake, Dunn, Hardee, Hendry, Hind, Jenkins, Kirk, Parkhill, Pirrong, Randell, Rosborough, Schumacher, Smith, Swearingen, Tuten, Wilkinson and Yancey—25.

Nays—None.

So Senate Bill No. 215 passed, title as stated, and under a suspension of the rules by a two-thirds vote, was certified to the House of Representatives at once.

On motion of Mr. Drake,

House Bill No. 207 :

A bill to be entitled an act to provide for the reprinting of certain enumerated volumes of Florida Supreme Court Reports, now out of print,

Was called from the calendar under the rule, and was read the second time, together with the committee amendments.

On motion of Mr. Drake the rules were waived by a two-thirds vote, and

House Bill No. 207 :

Was read the third time and put upon its passage.

Upon the passage of House Bill No. 207,

The vote was :

Yeas—Messrs. Bailey of 22d District, Bailey of 16th District, Bielby, Brett, Bryant, Coulter, Crosby, Dismukes, Drake, Dunn, Hardee, Hendry, Hind, Jenkins, Kirk, King, Parkhill, Randell, Rosborough, Schumacher, Smith, Swearingen, Tuten, Wilkinson and Yancey—25.

Nays—None.

So House Bill No. 207 passed, title as stated, and under a suspension of the rules by a two-thirds vote was certified to the House of Representatives.

A message was received from the House of Representatives. On motion of Mr. King the following message from the House of Representatives was read :

HOUSE OF REPRESENTATIVES,
TALLAHASSEE, Fla., May 27, 1889. }

HON. J. B. WALL,

President of the Senate :

SIR: I am directed by the House of Representatives to inform the Senate that the House of Representatives has passed—

House Bill No. 20 :

A bill to be entitled an act to establish a uniform system of Common Schools and High Schools ;

Also,

House Bill No. 296 :

A bill to be entitled an act to legalize the incorporation of the town of Punta Gorda, in the county of DeSoto, and to declare the incorporation of Punta Gorda valid and of full effect,

And respectfully ask the Senate to agree thereto.

Also has passed—

Senate Bill No. 178 :

To be entitled an act to legalize the incorporation of the town of Seville, in the county of Volusia, and to declare legal and binding the acts of its officers.

Very respectfully,

B. R. MILAM,

Chief Clerk of the House of Representatives

Senate Bill No. 178 :

To be entitled an act to legalize the incorporation of the town of Seville, in the county of Volusia, and to declare legal and binding the acts of its officers,

Was ordered to be enrolled.

House Bill No. 20 :

An act to establish a uniform system of common schools and county high schools,

Was read the first time by its title and referred to the Committee on Education.

House Bill No. 296 :

A bill entitled an act to legalize the incorporation of the town of Punta Gorda, in the county of DeSoto, and to declare the incorporation of Punta Gorda valid and of full effect,

Was read the first time by its title.

On motion of Mr. King the rules were waived by a two-thirds vote, and House Bill No. 296 was read the second time without reference.

On motion of Mr. King the rules were waived by a two-thirds vote, and

House Bill No. 296 was read the third time and put upon its passage.

Upon the passage of House Bill No. 296,

The vote was:

Yeas—Messrs. Bailey of 22d District, Bailey of 16th District, Bielby, Brett, Bryant, Coulter, Crosby, Dismukes, Drake, Dunn, Hardee, Hendry, Hind, Jenkins, Kirk, King, Parkhill, Pirrong, Randell, Rosborough, Schumacher, Smith, Swearingen, Tuten, Wilkinson and Yancey—26.

Nays—None.

So House Bill No. 296 passed, title as stated, and was ordered certified to the House of Representatives.

On motion of Mr. Pirrong—

Senate Bill No. 130:

An act relating to Court Commissioners,

Was called from the calendar under the rule and read the third time and put upon its passage.

Upon the passage of Senate Bill No. 130,

The vote was:

Yeas—Messrs. Bailey of 22d District, Coulter, Dismukes, Drake, Hendry, Parkhill, Pirrong, Rosborough, Swearingen, Tuten, Wilkinson and Yancey—12.

Nays—Messrs. Bailey of 16th District, Bryant, Crosby, Hind, Kirk and Randell—6.

So Senate Bill No. 130 passed, title as stated,

And under a suspension of the rules by a two-thirds vote was certified to the House of Representatives at once.

Mr. Rogers was excused until the afternoon session.

Messrs. Jenkins and King, at their request, were excused from voting on the passage of Senate Bill No. 130.

On motion of Mr. Hendry—

House Bill No. 235:

An act to incorporate the De Soto, Fort Myers and Gulf Railroad Company, to confer certain powers therein expressed and to grant lands to the same,

Was called from the calendar under the rules and read the second time.

On motion of Mr. Hendry, the rules were waived by a two-thirds vote,

And House Bill No. 235 was read the third time and put upon its passage.

Upon the passage of House Bill No. 235,

The vote was:

Yeas—Messrs. Bailey of 22d District, Bailey of 16th District, Bryant, Crosby, Dismukes, Drake, Hardee, Hendry, Jenkins, Kirk, Parkhill, Pirrong, Randell, Rosborough, Schumacher, Smith, Swearingen, Tuten and Wilkinson—19.

Nays—None.

So House Bill No. 235 passed, title as stated,

A message was received from the House of Representatives.

By unanimous consent Mr. Latham, Chairman of the Joint Committee on Enrolled Bills, made the following report:

SENATE CHAMBER,
TALLAHASSEE, Fla., May 27, 1889. }

HON. J. B. WALL,

President of the Senate:

SIR: Your Joint Committee on Enrolled Bills, beg leave to report that they have—

Examined an act to amend an act entitled an act to incorporate the St. Johns River, Lake Weir and Gulf Railroad Company, being chapter 3803, Laws of Florida, approved June 7, 1887,

And beg leave to report the same correctly enrolled.

Very respectfully,

J. F. LATHAM,

Chairman Joint Committee on Enrolled Bills.

Which was read.

On motion of Mr. Bailey of 22d District,

Substitute for House Bill No. 180:

An act to provide for the appointment of Commissioners of Fisheries and Oysters for the State of Florida, and to define their duties,

Was called from the calendar under the rule and was read the second time by its title.

On motion of Mr. Coulter, the rules were waived by a two-thirds vote, and

Substitute for House Bill No. 180:

Was read the third time and put upon its passage.

Upon the passage of Substitute for House Bill No. 180,

The vote was:

Yeas—Messrs. Bailey of 22d District, Bailey of 16th Dis-

trict, Bryant, Coulter, Crosby, Drake, Hardee, King, Pirrong, Randell, Rosborough, Schumacher, Smith and Tuten—15.

Nays—Messrs. Kirk and Swearingen—2.

So Substitute for House Bill No. 180 passed, title as stated,

On motion of Mr. Coulter—

Senate Bill No. 179:

An act to amend an act entitled an act in relation to issuing marriage licenses and the record thereof, approved May 27, 1887,

Was called from the calendar under the rules,

And was read the third time and put upon its passage.

Upon the passage of Senate Bill No. 179,

The vote was.

Yeas—Messrs. Bailey of 16th District, Bailey of 22d District, Bielby, Bryant, Coulter, Crosby, Hardee, Kirk, King, Parkhill, Pirrong, Randell, Rosborough, Schumacher, Smith, Swearingen, and Tuten—17.

Nays—None.

So Senate Bill No. 179 passed, title as stated.

And under a suspension of the rules by a two-thirds vote was certified to the House of Representatives at once.

On motion of Mr. Bailey of 16th District—

Senate Bill No. 105:

A bill to be entitled an act fixing the fees and compensation of the clerks of certain courts in this State for certain services,

Was called from the calendar under the rule and was read the third time and put upon its passage.

Upon the passage of Senate Bill No. 105,

The vote was:

Yeas—Messrs. Bailey of 22d District, Bailey of 16th District, Bielby, Brett, Coulter, Crosby, Hardee, Hendry, Kirk, Parkhill, Randell, Schumacher, Smith, Swearingen and Tuten—15.

Nays—Messrs. Bryant, King and Pirrong—3.

So Senate Bill No. 105 passed, title as stated.

On motion of Mr. Swearingen—

Senate Bill No. 222:

A bill to be entitled an act to provide against accidents on railroads by requiring locomotive engineers to be examined and licensed by a board to be appointed by the Governor,

Was called from the calendar and was read the second time and was ordered to be engrossed and passed to its third reading.

On motion of Mr. Jenkins—

Senate Bill No. 245:

An act to enlarge the powers of pilot commissioners at ports of pilotage in this State,

Was called from the calendar under the rule and was read the third time and put upon its passage.

Upon the passage of Senate Bill No. 245,

The vote was:

Yeas—Messrs. Bailey of 22d District, Bailey of 16th District, Brett, Bryant, Crosby, Hardee, Hendry, Jenkins, Kirk, King, Parkhill, Pirrong, Randell, Rosborough, Smith, Swearingen and Tuten—17.

Nays—None.

So Senate Bill No. 245 passed, title as stated,

And under a suspension of the rules was certified to the House of Representatives at once.

A message was received from the House of Representatives.

On motion of Mr. Hardee

House Bill No. 164:

An act to amend section 1 of chapter 3768, Laws of Florida, same being an act to establish a new county from portions of the counties of Orange and Brevard,

Was called from the calendar under the rule and was read the second time.

On motion of Mr. Hardee the rules were waived by a two-thirds vote, and

House Bill No. 164:

Was read the third time and put upon its passage.

Upon the passage of House Bill No. 164,

The vote was:

Yeas—Messrs. Bailey of 22d District, Bailey of 16th District, Brett, Bryant, Coulter, Crosby, Hardee, Hendry, Jenkins, Kirk, King, Parkhill, Pirrong, Randell, Rosborough, Smith, Swearingen and Tuten—18.

Nays—None.

So House Bill No. 164 passed, title as stated, and under a suspension of the rules by a two-thirds vote was certified to the House of Representatives at once.

On motion of Mr. Brett,

House Bill 59:

An act to repeal chapter 3827, entitled an act to authorize William Miller to stretch a boom across the Choctawhatchie river,

Was called from the calendar, under the rules, and read the second time.

Mr. Bielby moved that the further consideration of House Bill No. 59 be indefinitely postponed.

Pending its consideration,

A message was received from the House of Representatives. Upon the motion to indefinitely postpone the further consideration of House Bill No. 59.

The yeas and nays were called and the vote was:

Yeas—Messrs. Bailey of 16th District, Bielby, Bryant, Hammond, Houstoun, Pirrong, Randell, Smith, Swearingen and Tuten—10.

Nays—Messrs. Bailey 22d District, Brett, Coulter, Crosby, Hendry, Jenkins, Kirk, King and Wilkinson—9.

So the further consideration of House Bill No. 59 was indefinitely postponed.

On motion of Mr. Dunn messages from the House of Representatives were taken up for consideration, and

The following message was read:

HOUSE OF REPRESENTATIVES,
TALLAHASSEE, Fla., May 27, 1889. }

HON. J. B. WALL,

President of the Senate:

SIR: I am directed by the House of Representatives to inform the Senate that the House of Representatives has passed—

House Substitute for Senate Bill No. 11:

A bill to be entitled an act to amend sections two, three and five (2, 3 and 5) of an act regulating the sale of beef under circumstances therein provided for; chapter 3613, Laws of Florida, approved February 16, 1885,

And respectfully ask the Senate to agree thereto.

Very respectfully,

B. R. MILAM,

Chief Clerk of the House of Representatives.

Also the following:

HOUSE OF REPRESENTATIVES,
TALLAHASSEE, Fla., May 27th, 1889. }

HON. J. B. WALL,

President of the Senate:

SIR: I am directed by the House of Representatives to inform the Senate that the House of Representatives has passed—

House Bill No. 227:

An act to provide for the inspection and marketing of pork offered for sale in the markets of this State,
And respectfully ask the concurrence of the Senate therein.

Very respectfully,

B. R. MILAM,

Chief Clerk of the House of Representatives.

Also the following:

HOUSE OF REPRESENTATIVES,
TALLAHASSEE, Fla., May 27, 1889. }

HON. J. B. WALL,

President of the Senate:

SIR: I am directed by the House of Representatives to inform the Senate that the House of Representatives has passed—

House Bill No. 186:

An act entitled an act to prohibit transportation companies from carrying freight on Sunday, or otherwise breaking the quiet and rest of that day,

And respectfully ask the concurrence of the Senate therein.

Very respectfully,

B. R. MILAM,

Chief Clerk of the House of Representatives.

Also the following:

HOUSE OF REPRESENTATIVES,
TALLAHASSEE, Fla., May 27, 1889. }

HON. J. B. WALL,

President of the Senate:

SIR: I am directed by the House of Representatives to inform the Senate that the House of Representatives has passed—

House Bill No. 238:

A bill to be entitled an act to protect and preserve certain animals and birds, wild by nature, within the county of Orange and State of Florida;

Also that the House of Representatives has refused to concur in—

Senate Bill No. 69:

To be entitled an act to provide for the admission from other States of the United States of companies or associations

carrying on the business of life or casualty insurance on the assessment or mutual premium plan.

Very respectfully,
B. R. MILAM,

Chief Clerk of the House of Representatives.

House Substitute for Senate Bill No. 11:

To be entitled an act to amend section five (5) of an act entitled an act regulating the sale of beef under circumstances therein provided for, chapter 3613, Laws of Florida, approved February 16, 1885,

Was read the first time by its title.

On motion of Mr. Dunn House Substitute for Senate Bill No. 11 was read the second time by its title without reference.

On motion of Mr. Dunn the rules were waived by a two-thirds vote, and House Substitute for Senate Bill No. 11 was read the third time and put upon its passage.

Upon the passage of House Substitute for Senate Bill No. 11, The vote was:

Yeas—Messrs. Bailey 22d District, Bailey 16th District, Bielby, Bryant, Crosby, Dunn, Hardee, Hendry, Jenkins, Kirk, King, Parkhill, Pirrong, Randell, Rosborough, Smith and Wilkinson—17.

Nays—Mr. Coulter—1.

So House Substitute for Senate Bill No. 11 passed, title as stated.

By unanimous consent, Mr. Parkhill, Acting Chairman of the Committee on City and County Organization, submitted the following report:

SENATE CHAMBER,
TALLAHASSEE, Fla., May 27, 1889. }

HON. J. B. WALL,

President of the Senate:

SIR: Your Committee on City and County Organization, to whom was referred—

Senate Bill No. 153:

A bill to be entitled an act to incorporate the town of Bluff Springs, in the county of Escambia,

Beg leave to make a favorable report thereon.

Very respectfully,

C. B. PARKHILL,
Acting Chairman Committee.

House Bill No. 186:

An act to prohibit transportation companies from carrying freight on Sunday, or otherwise breaking the quiet and rest of that day,

Was read the first time by its title and referred to the Committee on Railroads and Telegraphs.

House Bill No. 227:

An act to provide for the inspection of marketing pork offered for sale in the markets of this State.

House Bill No. 238:

To be entitled an act to protect and preserve certain animals and birds, wild by nature, within the county of Orange, and State of Florida,

Was read the first time by its title and was placed on the calendar among bills on second reading.

Senate Bill No. 152:

A bill to be entitled an act to incorporate the town of Bluff Springs, in the county of Escambia,

Was read the second time by its title and was ordered to be engrossed and passed to its third reading.

On motion of Mr. Hendry, the Senate went into Executive Session.

The doors were closed.

The doors were opened.

Mr. Hendry moved that the Senate take a recess until 3 o'clock P. M.;

Which was agreed to.

So the Senate took a recess.

THREE O'CLOCK P. M.

The Senate met pursuant to adjournment.

The President in the Chair.

The roll was called and the following Senators answered to their names:

Mr. President, Messrs. Bailey of 22d District, Bailey of 16th District, Bielby, Brett, Bryant, Coulter, Crosby, Dismukes, Dunn, Hammond, Hendry, Hind, Houston, Jenkins, Kirk, King, Parkhill, Pirrong, Randell, Rogers, Rosborough, Schumacher, Smith and Wilkinson—25.

A quorum present.

Mr. Randell gave notice that at 10 o'clock to-morrow he would move to reconsider the vote by which Substitute for House Bill No. 59 was indefinitely postponed.

Mr. Joseph H. Spofford, of Palatka, was invited within the bar of the Senate.

The President announced that he was about to sign the following bills:

An act prescribing the mode of procedure for the exercise of the powers of eminent domain by cities and towns;

Also,

An act to establish a Criminal Court of Record in the county of Putnam, in the State of Florida;

Also,

A bill to be entitled an act to amend section 5, chapter 1470, act of January 12, 1886, of the Laws of Florida;

Also,

Senate Bill No. 33:

A bill to be entitled an act providing for the contest of the probate of wills before the same are probated;

Also,

An act entitled an act to amend section 6, chapter 3769, Laws of Florida, and to add a new section to said act;

Also,

A bill to be entitled an act to amend section 1, chapter 3253, of the Laws of Florida, relating to the fees of Notaries Public;

Also,

An act entitled an act to establish a criminal Court of Record in the county of Marion;

Also,

An act imposing a license tax on non-residents of this State fishing within the waters of said State;

Also,

An act to amend an act entitled an act to incorporate the St. Johns, Lake Weir and Gulf Railroad Company, being chapter 3803, Laws of Florida, approved June 7, 1887;

Also,

Memorial to Congress, asking for a mail route from Madison, in Madison county, to Horse Shoe Bay, in Lafayette county, Florida;

Also,

An act to amend an act entitled an act relating to proceedings before Justices of the Peace and judgments of Justices' Courts, being chapter 2040, acts of 1875, Laws of Florida;

Also,

An act to make receipts of the Receiver of the United States Land Office *prima facie* evidence in actions of ejectments, and declare the effect thereof;

Also,

An act entitled an act for the relief of A. C. Blount, Jr., of Pensacola, Fla.;

Also,

An act to promote and encourage the culture of oysters and the industry of oyster farming, and to protect persons engaged in the same;

Which was signed by the President and Secretary of the Senate.

A message was received from the House of Representatives. The hour arrived for the special consideration of—

House Bill No. 140:

An act to amend chapter 3746 of Laws of Florida, creating a Railroad Commission, and defining its powers and duties,

And it was called from the calendar, and, on motion of Mr. Hind, was read and amended by sections.

Section 1 was read,

And was adopted as read.

Section 2 was read,

And section 2 was adopted as read.

Section 3 was read.

The Senate Committee amendment to section 3 was read. Mr. Randell offered the following amendments to Committee amendments:

To section 3 of printed bill, line 2, after the word "any," insert "such;"

To section 3 of printed bill, line 4, after the word "the," strike out "actual cost" and insert "value;"

To section 3 of printed bill, line 5, after the word "and," insert "its;" also after the word "the," insert "expenses of" in line 5; also, in line 5, after the word "operating," strike out "of;" also, in line 6, after the "earnings," strike out "costs," and insert "value;"

To section 3 of printed bill, line 6, after the words "expenses of," insert "keeping in repair and;" also, in line 6, after the word "said," insert "rail;"

Which was read.

Mr. Hammond offered the following Substitute for Committee Amendment to Section 3:

House Bill No. 140.

Substitute for Committee Amendment to section 3, offered by Mr. Hammond of the 19th District:

At the end of the said section add the following:

"Provided, That no schedule of rates for the transportation of persons or property, or cars, on any such railroad made as hereinafter provided, shall be revised, allowed or adopted for any such railroad in such a manner as to prevent the earning of more than operating expenses; And provided further, that nothing herein shall be so construed as to prevent the Railroad Commissioners from preventing unjust discrimina-

tions in the different classes of freights, whereby one or more class or classes is or are made to constitute more than their just proportion of the rates considered as a whole or unjust discriminations as to persons or localities.

Which was read.

Mr. Hammond moved that it be adopted.

Pending its consideration a message was received from the House of Representatives.

Mr. Bailey 22d, moved that the further consideration of—House Bill No. 140 be postponed until 10 o'clock to-morrow;

Mr. Hammond moved to lay the motion on the table;

Which was agreed to,

And the motion to postpone the further consideration of House Bill No. 140 until 10 o'clock to-morrow, was laid on the table.

A message was received from the House of Representatives.

Upon the motion to adopt the Substitute for the committee amendments to section 3,

The Yeas and Nays were called for,

And the vote was:

Yeas—Mr. President, Messrs. Bailey of 22d District, Bailey of 16th, District, Bielby, Bryant, Coulter, Crosby, Dismukes, Drake, Dunn, Hammond, Hardee, Hendry, Hind, Houstoun, Jenkins, King, Parkhill, Rogers, Rosborough, Schumacher, Smith, Swearingen, Tuten and Wilkinson—25.

Nays—Messrs. Kirk, Pirrong and Randell—3.

So the motion was agreed to and the substitute was adopted.

The hour having arrived for the special consideration of—House Bill No. 250:

A bill to be entitled an act to provide for the registration of legally qualified voters in the several counties of this State, and to provide for elections generally, and for the returns of elections,

It was, by unanimous consent, passed over informally.

Mr. Hammond moved to reconsider the vote by which the substitute was adopted.

Mr. Dunn moved to lay the motion to reconsider on the table;

Which was agreed to,

And the motion to reconsider was laid on the table.

By permission, Mr. Smith offered the following resolution:

WHEREAS, Five days only remain of the session and many bills are still to be acted upon; therefore,

Resolved, That hereafter each Senator be permitted to speak but once to each question, without unanimous consent, and that his speech be limited to five (5) minutes;

Which was read and adopted.

Section 4 was read.

Section 4 was adopted as read.

Section 5 was read.

Section 5 was adopted as read.

Section 6 was read.

The committee substitute for section 6 was being read, when Mr. Rogers moved that the further reading of committee substitute for section 6 be dispensed with;

Which was not agreed to,

So the motion was lost,

And the reading of committee substitute for section 6 was concluded.

Mr. Dunn offered the following substitute for committee amendments to section 6:

HOUSE BILL NO. 140.

SUBSTITUTE FOR COMMITTEE SUBSTITUTE FOR SECTION 6, OFFERED
BY MR. DUNN.

SECTION 6. That section six (6) of said act is hereby amended so as to read as follows:

SEC. 6. "That the said Railroad Commissioners shall as soon as practicable require each railroad doing business in this State, to make a schedule of just and reasonable rates of charges for the transportation of freights, passengers and cars on its railroad, and for all roads under its control and management, which schedules, before being acted upon or put in operation by said railroads, shall be submitted to said Railroad Commissioners for their revision and adoption, and thereupon the said Commissioners shall carefully investigate said schedules and revise such schedules in such particulars as they may deem necessary so as to make all of said rates and charges to be just, fair and reasonable, and such schedules as revised and adopted by said Commissioners shall be the tariff of rates for freight, passengers and cars, by which such roads shall be governed, respectively, and said schedules as revised and adopted by said Commissioners shall in all suits brought against any railroad corporations, wherein is involved the charges of any such railroad corporation for the transportation of any passengers, or freights, or cars, or unjust discriminations in relation thereto, be deemed and taken in all courts of this State as *prima facie* evidence that

the rates fixed thereon are just and reasonable rates of charges for the transportation of passengers, freights and cars upon the railroads. And said Commissioners shall, from time to time, and as often as circumstances may require, change and revise any schedule or schedules, but if it shall be made to appear to said Commissioners at any time that any rate or schedule, as revised, allowed, or adopted by them has ceased to be just, fair and reasonable, they may, at any time, allow or require said railroads to make a different rate or schedule that shall be just, fair and reasonable. When any schedule or schedules shall have been made or revised as aforesaid, it shall be the duty of all such railroad companies to post and keep continuously posted at all stations on their lines of road, in a conspicuous place, a copy of said schedule or schedules for the protection of the people. That said Commissioners, in revising, fixing, allowing or adopting any schedule of rates for freights or cars shall not discriminate unreasonably or unjustly in favor of one class of freight to the detriment of other classes of freight. All schedules so revised, adopted and allowed shall be received and held in all suits as *prima facie* the schedules of said Commissioners without further proof than the production of the schedule desired to be used as evidence, with a certificate of the Railroad Commissioners that the same is a true copy of the schedule as revised, adopted and allowed by them for the railroad company or corporations therein named. All the rules and regulations made and prescribed by said Commissioners pursuant to this act, and said act to which this is an amendment, for the transportation of persons and property on the railroads subject to the provisions of this act, or to prevent unjust discriminations or other abuses by them shall be deemed and held to be *prima facie*, reasonable and just, and to be made *prima facie* evidence in the same manner the said schedules are made *prima facie* evidence. The said Commissioners, before revising, fixing, adopting or allowing any such schedules, or prescribing any such rules or regulations, shall give public notice of their intended action in such newspapers and for such time as shall be deemed fair and advisable by said commissioners to all railroad corporations to be affected, and to the public generally of the times and places of their meetings; and all railroad corporations and persons interested shall be entitled to a full and fair hearing before said Commissioners. And when any schedule shall have been made, changed, revised, adopted, or allowed, or any rule or regulation prescribed as aforesaid, the Commissioners shall, in every instance, give the date on which the same shall go into effect. That in the event any railroad company shall fail, neg-

lect or refuse, for a period of thirty days, to make and submit to said Commissioners any schedule of rates for freights, passengers or cars, after being required so to do by said Commissioners, then the said Commissioners shall make and fix for any such defaulting railroad, a schedule of just and reasonable rates of charges for the transportation of freights, passengers and cars over such road, and copies thereof with all subsequent changes and modifications, shall be posted and kept continuously posted by such railroad corporations at all stations where freights are received, as provided in this section and such schedules of rates so made and fixed by said Commissioners shall be binding upon said railroad company until changed, modified or revised by said Commissioners.

Provided, That the rules and regulations and schedules heretofore made by said Commissioners in force at the date of the passage of this act shall, unless changed or abrogated by said Commissioners, be and remain in full force until the schedules herein provided for shall have been made, revised, adopted or allowed.

Which was read.

Mr. Dunn moved that the substitute for the committee amendment to section 6 be adopted;

Which was agreed to,

And the substitute to the committee amendment was adopted.

Mr. Kirk offered the following amendment to the substitute adopted:

Insert after "adopted or allowed," the words "by the commissioners;

Which was adopted.

Mr. Bielby moved that the amendment as amended be adopted;

Which was agreed to,

And the amendment to the amendment was adopted;

And section 6, as amended, was adopted.

Mr. Parkhill asked unanimous consent to insert in the enacting clause of Senate Bill 152:

To be entitled an act to incorporate the town of Bluff Springs, in the county of Escambia, the words "the State of" between the words "of" and "Florida;"

Which was agreed to,

And the Engrossing Clerk was ordered to make the insertion.

Section 7 was read.

The committee amendment to section 7 was read and adopted.

Section 7 was adopted as amended.

Section 8 was read.

Section 8 was adopted.

Section 9 was read.

Section 9 was adopted as read.

Section 10 was read.

Section 10 was adopted as read.

Section 11 was read.

Committee Amendment to section 11 was read.

Mr. Bielby offered the following amendment:

In line 18, of Senate printed bill, after the word "who," insert the following, "knowingly and wilfully,"

Which was adopted.

And Section 11 as amended was adopted.

Section 12 was read.

The committee amendment to Section 12 was read.

Mr. Bielby moved that it be adopted.

Which was agreed to, and the amendment was adopted.

Section 12 was adopted as amended.

Section 13 was read.

Section 13 was adopted as read.

Section 14 was read.

Section 14 was adopted as read.

Section 15 was read.

Section 15 was adopted as read.

The hour having arrived for the consideration of Senate Bill 231, it was by unanimous consent passed over informally.

Section 16 was read.

Section 16 was adopted as read.

Section 17 was read.

The committee amendment to section 17 was read.

The amendment recommended by the committee was adopted.

And section 17, as amended, was adopted.

Section 18 was read.

The committee amendment to section 18 was read.

Mr. Hustoun moved that the committee amendment be adopted;

Which was agreed to,

And the amendment was adopted.

Section 18, as amended, was adopted.

Section 19 was read.

Section 19 was adopted as read.

Section 20 was read.

Section 20 was adopted as read.

Section 21 was read.

Mr. Bielby offered the following amendment to section 20:
In line 7, strike out the words "changing or modifying," and instead thereof the following: "Determining the justness, fairness and reasonableness of,"

Which was adopted.

The committee amendment was read.

Mr. Bielby moved that the committee amendment be adopted

Which was agreed to,

And the committee amendment was adopted.

Mr. Hind gave the following notice:

To-morrow afternoon that at 5 o'clock I will move to reconsider the vote by which the amendment to section 18, House Bill No. 140 was adopted.

Mr. Hustoun offered the following amendment:

In section 21, line 16, after the word "appeal" strike out all that follows,

Which was agreed to.

And the amendment was adopted.

Mr. Hustoun offered the following amendment:

In section 18, line 21, after the word "court," strike out "judge;"

Which was adopted.

Section 21 was adopted as amended.

A message was received from the House of Representatives.

Section 22 was read.

Section 22 was adopted as read.

Section 23 was read.

Section 23 was adopted as read.

Section 24 was adopted as read.

Mr. Dunn moved that the amendments be ordered to be engrossed and that House Bill No. 140 be made the special order for 10 o'clock to-morrow;

Which was agreed to,

And the order was made.

By unanimous consent Mr. Parkhill offered the following Concurrent Resolution:

SENATE CONCURRENT RESOLUTION.

WHEREAS, An honest difference of opinion exists between the Senate and House of Representatives, as to the amount of compensation to be allowed the various joint visiting committees appointed to examine the public institutions of the State, which difference has so far not been satisfactorily adjusted;

And whereas, This matter should be amicably settled without friction between the two Houses; therefore be it

Resolved, By the Senate, the House of Representatives concurring, That a joint committee of three from the Senate and three from the House be appointed to take charge of this matter and to report the result of their conference to both Houses.

Which was read and adopted.

Messrs. Parkhill, Bielby and Dunn were appointed as said Committee of Conference.

Mr. Wilkinson, Chairman of Committee on Engrossed Bills, submitted the following report:

SENATE CHAMBER,
TALLAHASSEE, Fla., May 27, 1889. }

HON. J. B. WALL,

President of the Senate:

SIR: Your Committee on Engrossed Bills, to whom was referred—

Senate Bill No. 242:

An act to extend the franchise and privileges of the Alabama, Florida and Atlantic Railway Company,

Beg leave to report that they have examined the same and find it to be correctly engrossed,

And return Senate amendments to House Bill No. 39 to the Senate for correction, as both section 4 of the bill and section 5 added by committee are ordered to be made section 6.

Very Respectfully,

JOHN WILKINSON,
Chairman Committee.

Senate Bill No. 242:

An act to extend the franchise and privileges of the Alabama, Florida and Atlantic Railway Company,

Was read the second time by its title.

On motion of Mr. Hammond the rules were waived by a two-thirds vote and

Senate Bill No. 242,

Was read the third time and put upon its passage.

Upon the passage of Senate Bill No. 242,

The vote was:

Yeas—Mr. President, Messrs. Bailey of 22d District, Bielby, Brett, Bryant, Dismukes, Dunn, Hammond, Hardee, Hendry, Houstoun, Jenkins, Kirk, King, Parkhill, Pirrong, Randell,

Rogers, Rosborough. Schumacher, Smith and Swearingen—22.

Nays—None.

So Senate Bill No. 242 passed, title as stated,

And under a further suspension of the rules by a two-thirds vote was certified to the House of Representatives at once.

On motion of Mr. Rogers Senate Bill No. 219 was made the special order for 9:30 A. M. to-morrow.

The following message from the House of Representatives was read:

HOUSE OF REPRESENTATIVES,
TALLAHASSEE, Fla., May 27, 1889. }

HON. J. B. WALL,

President of the Senate:

SIR: I am directed by the House of Representatives to inform the Senate that the House of Representatives has appointed—

A special committee, who have submitted to the House of Representatives the following report, which has been unanimously adopted by the House of Representatives:

HOUSE OF REPRESENTATIVES,
TALLAHASSEE, Fla., May 27, 1889. }

HON. J. L. GASKINS,

Speaker of the House of Representatives:

SIR: Your Special Committee, to whom was referred the matter of a difference between the Senate and House of Representatives, with instructions to draft suitable amendments to the Senate, would respectfully report the following:

HON. J. B. WALL,

President of the Senate:

SIR: WHEREAS, The Senate did take offence at a certain resolution which passed the House May 23, 1889; and

Whereas, The House did not intend the resolution to be so construed, and has great respect for the Senate in their individual and collective capacity; therefore, be it

Resolved, That the House now inform the Senate that there was no intention to question the purity of their motives, but

only their construction of section 3 of House Bill No. 74, which has passed the Senate May 22, 1889.

Very respectfully,

J. J. DICKISON,
Chairman Committee.
J. W. HENDRY,
W. H. MILTON, JR.,

Very respectfully,

B. R. MILAM,

Chief Clerk of the House of Representatives.

Mr. Bielby moved that messages from the House of Representatives be taken up for consideration,

Which was agreed to,

And the following message was read :

HOUSE OF REPRESENTATIVES, }
TALLAHASSEE, Fla., May 24, 1889. }

HON. J. B. WALL,

President of the Senate :

SIR: I am directed by the House of Representatives to inform the Senate that the House of Representatives has passed—

The following Resolution :

Be it Resolved, That the Clerk inform the Senate, that the House has taken such action on House Bill No. 74, that the House cannot comply with the Senate's request to return said bill No. 74. The House has taken such action in regard to the Senate's amendments that it is the opinion of the House that the only action that can now be taken is for the Senate to recede or insist on the amendments made by that body; and if the two Houses cannot agree the House is willing to appoint a committee of conference to confer with a similar committee on the part of the Senate, if the Senate so desires.

Very respectfully,

B. R. MILAM,

Chief Clerk of the House of Representatives.

Also the following :

HOUSE OF REPRESENTATIVES, }
TALLAHASSEE, Fla., May 27, 1889. }

HON. J. B. WALL,

President of the Senate :

SIR: I am directed by the House of Representatives to in-

form the Senate that the House of Representatives has passed—

Senate Bill No. 45 :

To be entitled an act to provide for the appointment of a County Board of Health in and for the several counties in the State of Florida,

With certain amendments thereto, and respectfully ask the concurrence of the Senate therein.

Very respectfully,

B. R. MILAM,

Chief Clerk of the House of Representatives.

House Amendments to Senate Bill No. 45 were read.
On motion of Mr. Bielby,

Senate Bill No. 45, with the amendments, were ordered to be referred to Health Committee.

Also the following :

HOUSE OF REPRESENTATIVES, }
TALLAHASSEE, Fla., May 27, 1889. }

HON. J. B. WALL,

President of the Senate :

SIR: I am directed by the House of Representatives to inform the Senate that the House of Representatives has passed—

House Bill No. 307 :

A bill to be entitled an act to enforce the payment of taxes by bankers and brokers,

And respectfully ask the concurrence of the Senate therein.

Very respectfully,

B. R. MILAM,

Chief Clerk of the House of Representatives.

House Bill No. 307 :

An act to enforce the payment of taxes by bankers and brokers,

Was read the first time by its title and referred to the Committee on Finance and Taxation

Also the following :

HOUSE OF REPRESENTATIVES,
TALLAHASSEE, Fla., May 27, 1889. }

HON. J. B. WALL,

President of the Senate :

SIR: I am directed by the House of Representatives to inform the Senate that the House of Representatives has passed—

Senate Bill No. 148:

A bill to be entitled an act to prohibit the purchase and sale of upland cotton in the seed, within the county of Jefferson.

Very respectfully,

B. R. MILAM,

Chief Clerk of the House of Representatives.

Senate Bill No. 148:

An act to prohibit the purchase and sale of upland cotton in the seed within the county of Jefferson,
Was ordered to be enrolled.

Also the following:

HOUSE OF REPRESENTATIVES,
TALLAHASSEE, Fla., May 27, 1889. }

HON. J. B. WALL,

President of the Senate :

SIR: I am directed by the House of Representatives to inform the Senate that the House of Representatives has Concurred in the Senate Amendments to

House Bill No. 26:

To be entitled an act to incorporate the city of New Augustine.

Very respectfully,

B. R. MILAM,

Chief Clerk of the House of Representatives.

Also the following:

HOUSE OF REPRESENTATIVES,
TALLAHASSEE, Fla., May 27, 1889. }

HON. J. B. WALL,

President of the Senate :

SIR: I am directed by the House of Representatives to in-

form the Senate that the House of Representatives has passed—

Senate Memorial to Congress:

Asking for the establishment of fish hatcheries on Florida coasts,

With certain amendments thereto adopted by the House of Representatives, amendments accompanying the bill,
And respectfully ask the Senate to agree thereto.

Very respectfully,

B. R. MILAM,

Chief Clerk of the House of Representatives.

House amendments to Senate Memorial to Congress, asking for the establishment of fish hatcheries, were concurred in.

Also the following:

HOUSE OF REPRESENTATIVES,
TALLAHASSEE, Fla., May 27, 1889. }

HON. J. B. WALL,

President of the Senate :

SIR: I am directed by the House of Representatives to inform the Senate that the House of Representatives has passed—

House Bill No. 217:

A bill to be entitled an act to provide for the rectification of imperfectly recorded instruments,

And respectfully ask the Senate to agree thereto.

Very respectfully,

B. R. MILAM,

Chief Clerk of the House of Representatives.

House Bill No. 217:

An act to provide for the rectification of imperfectly recorded instruments,

Was read the first time by its title and referred to the Committee on Judiciary.

Also the following:

SENATE CHAMBER,
TALLAHASSEE, Fla., May 27, 1889. }

HON. J. B. WALL,

President of the Senate :

SIR: I am directed by the House of Representatives to in-

form the Senate that the House of Representatives has passed—

House Bill No. 243:

A bill to be entitled and act to extend and enlarge the powers and duties of the Railroad Commissioners of the State of Florida;

Also,

House Bill No. 161:

A bill to be entitled an act making an appropriation for the publication of the acts of the Legislature for the year 1883;

Also,

House Bill No. 252:

A bill to be entitled an act to further protect the owners of live stock living near or adjoining the rights of way of railroad companies, and to provide for the speedy collection by such owners of live stock of all such amounts as have heretofore or may hereafter become due for all damages done by the engines or cars of any railroad company to any live stock caused by a failure to erect or maintain fences or stock guards as provided by law;

Also,

House Bill No. 134:

A bill to be entitled an act legalizing the incorporation and municipal government of the town of Apopka City, in the county of Orange and State of Florida. To define its boundaries and provide for listing and assessing, and to provide for changing the name and seal of said town, and for other purposes herein provided;

Also,

House Bill No. 223:

A bill to be entitled an act to grant lands to the Western Railway Company of Florida, to aid the construction of a railroad from a point at the western terminus of the railroad constructed by the Green Cove Spring and Melrose Railroad Company to Melrose, with branches to Starke and Hawthorne,

And respectfully ask the Senate to agree thereto.

Very respectfully,

B. R. MILAM,

Chief Clerk of the House of Representatives.

House Bill No. 243:

An act to extend and enlarge the powers and duties of the Railroad Commissioners of the State of Florida,

Was read the first time by its title and referred to the Committee on Railroads and Telegraphs.

House Bill No. 161:

Entitled an act making an appropriation for the publication of the acts of the Legislature for the year 1883.

Was read the first time by its title and referred to the Committee on Appropriations.

House Bill No. 252:

Entitled an act to further protect the owners of live stock living near or adjoining the rights of way of railroad companies, and to provide for the speedy collection by such owners of live stock of all such amounts as have heretofore or may hereafter become due for all damages done by the engines or cars of any railroad company to any live stock caused by a failure to erect or maintain fences or stock guards as provided by law;

Was read the first time by its title and referred to the Committee on Railroads and Telegraphs.

House Bill No. 134:

An act legalizing the incorporation and municipal government of the town of Apopka City, in the county of Orange and State of Florida, to define its boundaries, and to provide for listing and assessing, and to provide for changing the name and seal of said town, and for other purposes herein provided,

Was read the first time by its title, and was referred to Committee on City and County Organization.

House Bill No. 223:

To be entitled an act to grant lands to the Western Railway Company of Florida, to aid the construction from a point at the western terminus of the railroad constructed by the Green Cove Springs and Melrose Railroad Company, to Melrose, with branches to Starke and Hawthorne.

On motion of Mr. Bielby, the rules were waived by a two thirds vote, and

House Bill No. 223,

Was read the second time by its title.

On motion of Mr. Bielby the rules were further waived by a two-thirds vote and

House Bill No. 223.

Was read the third time and put upon its passage.

Upon the passage of

House Bill No. 223,

The vote was:

Yeas—Mr. President, Messrs. Bailey of 22d District, Bielby, Bryant, Crosby, Dismukes, Hardee, Hendry, Kirk, King, Parkhill, Pirrong, Randell, Rosborough, Smith, Swearingen, and Tuten—17.

Nays—None.

So House Bill No. 223 passed, title as stated.

On motion of Mr. Kirk the rules were waived by a two-thirds vote, and

Senate Bill No. 230 :

To be entitled an act to define the duties of the Adjutant-General and to fix his compensation,

Was called from the calendar and was read the second time by its title.

On motion of Mr. Kirk the rules were further waived by a two-thirds vote, and Senate Bill No. 230 was read the third time and put upon its passage.

Upon the passage of Senate Bill No. 230,

The vote was :

Yeas—Mr. President, Messrs. Bailey of 22d District, Bielby, Brett, Bryant, Crosby, Dismukes, Hardee, Hendry, Houstoun, Kirk, King, Parkhill, Pirrong, Randell, Rosborough, Smith and Tuten—18.

Nays—None.

So Senate Bill No. 230 passed, title as stated.

On motion of Mr. Hendry, the rules were waived by a two-thirds vote, and

Committee Substitute for House Bills Nos. 36, 40, 41 and 68:

An act to protect and preserve the game birds and other birds herein named; and animals of the State of Florida and to affix penalties for violation of the same,

Was read the second time together with the committee amendments.

The committee amendments were adopted.

Mr. Houstoun moved to amend by striking out the word, "bull bat ;"

Which was agreed to,

And the amendment was adopted.

Mr. Wall offered the following amendment :

Amend section 1 by adding after the word "year," the following : "Or during such other time as may be prescribed by the County Commissioners of each county."

Amend section 3, in line 6 by inserting between the words "year" and "or," the following : "Or during such time as may be prescribed by the County Commissioners of each county ;"

Which was adopted,

And the amendments were ordered to be engrossed and the bill passed to its third reading.

Mr. Bielby moved that the Senate adjourn until 10 o'clock to-morrow morning ;

Which was agreed to.

The Senate stood so adjourned

TUESDAY, MAY 28, 1889.

The Senate met pursuant to adjournment.

The President in the chair.

The roll was called and the following Senators answered to their names :

Mr. President, Messrs. Bailey of 22d District, Bailey of 16th District, Bielby, Brett, Bryant, Coulter, Crosby, Dismukes, Hardee, Hendry, Houstoun, Jenkins, King, Pirrong, Randell, Rogers, Rosborough, Swearingen, Tuten, Wilkinson and Yancey—22.

A quorum present.

Prayer by the Chaplain.

The Journal was corrected and approved.

Mr. Smith was excused from attendance for the day on account of sickness.

REPORTS OF COMMITTEES.

Mr. Bielby, Chairman of Committee on Constitution, submitted the following report :

SENATE CHAMBER, }
TALLAHASSEE, Fla., May 28, 1889. }

HON. J. B. WALL,

President of the Senate :

SIR: Your Committee on Constitution, to whom was referred—

House Bill No. 182,

Beg leave to report that they have examined the same and recommend that it do pass.

Very respectfully,

C. F. A. BIELBY,
Chairman Committee.

Which was read.

On motion of Mr. Yancey, the rules were waived by a two-thirds vote, and

House Bill No. 182 :

An act to revoke and abolish the present municipal govern-